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BOX DAC  
PATENT  
1377-0156P

IN THE U.S. PATENT AND TRADEMARK OFFICE

RECEIVED

Applicant: MCCARTHY et al. Conf.: 3757 SEP 04 2002  
Appl. No.: 09/673,739 Group: 1637 TECH CENTER 1600/2900  
Filed: October 20, 2000 Examiner: J. TUNG  
For: A METHOD FOR THE CHARACTERISATION OF  
NUCLEIC ACID MOLECULES INVOLVING  
GENERATION OF EXTENDIBLE UPSTREAM DNA  
FRAGMENTS RESULTING FROM THE CLEAVAGE  
OF NUCLEIC ACID AT AN ABASIC SITE

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

Attention: Office of Petitions  
Assistant Commissioner for Patents  
BOX DAC  
Washington, DC 20231

August 29, 2002

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

Enclosed please find Items 1-3, as necessary.

08/30/2002 AWONDAF1 00000165 09673739

01 FC:241 640.00 OP

Adjustment date: 12/02/2002 AKELLEY  
08/30/2002 AWONDAF1 00000165 09673739  
03 FC:217 -260.00 OP

Repln. Ref: 12/02/2002 AKELLEY 0011574600  
DAH:022448 Name/Number:09673739  
FC: 9204 \$260.00 CR

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AUG 30 2002  
OFFICE OF PETITIONS

1. Petition fee

- ☒ Small entity - fee \$640.00 (37 C.F.R. § 1.17(m)).  
Applicant claims small entity status. See 37 C.F.R.  
§ 1.27.
- ☐ Other than small entity - fee \$1,280.00 (37 C.F.R.  
§ 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action  
in the form of Notice of Appeal (identify type of  
reply):
- ☐ has been filed previously on .
- ☒ is enclosed herewith.
- B. The issue fee of \$0.00
- ☐ has been paid previously on .
- ☐ is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or  
after June 8, 1995, no terminal disclaimer is  
required.
- ☐ A terminal disclaimer (and disclaimer fee (37 C.F.R.  
§ 1.20(d)) of \$55.00 for a small entity or \$110.00 for  
other than a small entity) disclaiming the required  
period of time is enclosed herewith.

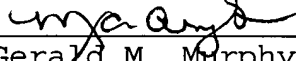
4. Statement: The entire delay in filing the required reply  
from the due date for the required reply until the filing  
of a grantable petition under 37 C.F.R. § 1.137(b) was  
unintentional.

- ☐ No fee is required.
- ☒ Check(s) in the amount of \$1,060.00 is/are enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Gerald M. Murphy, Jr., #28,977

MaryAnne Armstrong, PhD., #40,069

GMM/MAA/csm  
1377-0156P

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

Attachments: ☒ Fee Payment  
☒ Reply: Notice of Appeal  
☐ Terminal Disclaimer Form